



Division of  
Market Oversight

## U.S. COMMODITY FUTURES TRADING COMMISSION

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August 28, 2012

Vassilis Vergotis  
Executive Vice President  
Eurex Deutschland  
Borsenplatz 4  
60313 Frankfurt/Main

Dear Mr. Vergotis:

In correspondence dated July 12, 2012 Eurex Deutschland (Eurex) requested certification that the Euro STOXX 50 Ex Financials Index futures contract meets the requirements of section 2(a)(1)(C)(ii) of the Commodity Exchange Act and thus may be offered or sold to persons in the U.S. Eurex requested the 45-day expedited Commission review pursuant to Commission Regulation 30.13(e).

The Division of Market Oversight (Division) has determined that the subject contract meets the requirements of the Commodity Exchange Act. The Division's review was based on the facts and circumstances represented by Eurex in its July 12, 2012 letter and the attachments to the letter. This letter serves as a notification to the Exchange that the 45-day review period passed as of the close of business on August 27, 2012, and that the subject contract is deemed certified. The contract may be offered and sold to U.S. persons. The Division reminds Eurex that Eurex is responsible for notifying the Commission of any material changes to the facts and circumstances regarding the subject futures contract and the underlying index.

Eurex also requested that, upon issuance of the relief granted herein, it be permitted to make the subject futures contract available for trading through direct access from the U.S. on electronic trading devices identified in CFTC Letter No. 99-48 dated August 10, 1999 (the no-action letter). In this regard, Eurex has certified that it is in compliance with the terms and conditions of the no-action letter. The Division has concluded that allowing Eurex to make the subject futures contract available for trading pursuant to the no-action letter would not be contrary to the public interest. Accordingly, the Division hereby confirms that the relief granted to Eurex in the no-action letter extends to Eurex's futures contract noted above.

Sincerely,

Richard Shilts  
Director